

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 1631 – SB 2005

January 27, 2016

SUMMARY OF BILL: Establishes that any business in this state or any agency of the state of Tennessee or any of its political subdivisions that owns or licenses computerized data which includes personal information must disclose any breach of security to the individual whose personal information was acquired by an authorized person within 14 days of such breach. Law enforcement is authorized to extend such disclosure period if disclosure of such information may impede a criminal investigation. Establishes that law enforcement must provide disclosure to the person whose information was breached within 14 days of determining that such disclosure will not compromise an investigation.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Currently, any breach of security of personal information must be disclosed to the appropriate individual in the most expedient time possible and without unreasonable delay.
- Law enforcement is currently able to delay disclosure of a breach of security if the law enforcement agency determines that such disclosure will impede an investigation. Currently, law enforcement is required to provide such disclosure after the law enforcement agency determines that such notification will not impede the investigation.
- According to the Department of Commerce and Insurance, the Division of Consumer Complaints can handle any additional consumer complaints that may be experienced as a result of this legislation.

IMPACT TO COMMERCE:

NOT SIGNIFICANT

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Assumption:

- Businesses in Tennessee will experience no significant fiscal impact as a result of this legislation.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jdb